

**Listing of the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of the Claims**

1-47. (Canceled)

48. (Previously Presented) A tissue marker delivery device comprising:

a tube having a lumen extending therethrough;

a tissue marker removably seated in a marker seat at a distal end of said tube;

a rod slidably located within said tube lumen and having a first end extending through a proximal end of tube and a second end in said tube lumen;

an intermediate member extending the length of the marker seat and separating said rod from said tissue marker, where advancement of said rod in a distal direction displaces said intermediate member to displace said tissue marker from said marker seat; and

a deployment lock having a portion removably attached to said tube, wherein when said portion contacts said rod, said rod is prevented from moving.